

**CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on the following date:  
 Date: 2/23/2006 Name: Richard G. Lione, Reg. No. 19,795 Signature: *Richard G. Lione*

*IFU*

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Inventor: Appn. of: Kazumi Okuro et al.

Appn. No.: 10/563,635

**BRINKS  
HOFER  
GILSON  
& LIONE**

Examiner: Not Assigned

Art Unit: Not Assigned

Filed: January 6, 2006

For: OPTICALLY ACTIVE HALOHYDRIN  
DERIVATIVE AND PROCESS FOR  
PRODUCING OPTICALLY ACTIVE  
EPOXY ALCOHOL DERIVATIVE FROM  
THE SAME

Attorney Docket No: 5404/133

Mail Stop Amendment  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

**TRANSMITTAL**

Sir:

**Attached is/are:**

☐ Transmittal (in Duplicate); Supplemental Information Disclosure Statement; Form PTO-1449; and a Copy of Each Listed Reference for Which a Copy is Required.

☒ Return Receipt Postcard

**Fee calculation:**

☒ No additional fee is required.

☐ Small Entity.

☐ An extension fee in an amount of \$\_\_\_\_\_ for a \_\_\_\_\_-month extension of time under 37 C.F.R. § 1.136(a).

☐ A petition or processing fee in an amount of \$\_\_\_\_\_ under 37 C.F.R. § 1.17(\_\_\_\_).

☐ An additional filing fee has been calculated as shown below:

				Small Entity			Not a Small Entity		
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee	or	Rate	Add'l Fee
Total		Minus			x \$25=			x \$50=	
Indep.		Minus			x 100=			x \$200=	
First Presentation of Multiple Dep. Claim					+\$180=			+\$360=	
					Total	\$		Total	\$

**Fee payment:**

☐ A check in the amount of \$\_\_\_\_\_ is enclosed.

☐ Please charge Deposit Account No. 23-1925 in the amount of \$\_\_\_\_\_. A copy of this Transmittal is enclosed for this purpose.

☐ Payment by credit card in the amount of \$\_\_\_\_\_ (Form PTO-2038 is attached).

☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Respectfully submitted,

*Richard G. Lione*  
 Richard G. Lione (Reg. No. 19,795)

February 23, 2006  
 Date



THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: Kazumi Okuro et al.  
Appln. No.: 10/563,635  
Filed: January 6, 2006  
For: OPTICALLY ACTIVE  
HALOHYDRIN DERIVATIVE  
AND PROCESS FOR  
PRODUCING OPTICALLY  
ACTIVE EPOXY ALCOHOL  
DERIVATIVE FROM THE SAME  
Attorney Docket No: 5404/133

Examiner: Not Assigned  
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**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

In accordance with the duty of disclosure under 37 C.F.R. §1.56 and §§1.97-1.98, and more particularly in accordance with 37 C.F.R. §1.97(b), Applicant hereby cites the following reference(s):

**U.S. PATENT DOCUMENTS**

DOCUMENT NUMBER Number-Kind Code (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document
US 2005/0085521 A1	04/21/2005	Suzuki et al.

**FOREIGN PATENT DOCUMENTS**

Foreign Patent Document Country Code, Number -Number- Kind Code (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document
EP 1 535 914 A1	06/01/2005	Sumitomo Chemical Co. Ltd.

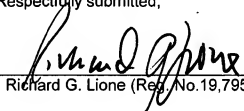
Applicant is enclosing Form PTO-1449 (one sheet), along with a copy of each listed reference for which a copy is required under 37 C.F.R. §1.98(a)(2). As each of the listed references is in English, no further commentary is believed to be necessary, 37 C.F.R. §1.98(a)(3). Applicant respectfully requests the Examiner's consideration of the above reference(s) and entry thereof into the record of this application.

By submitting this Statement, Applicant is attempting to fully comply with the duty of candor and good faith mandated by 37 C.F.R. §1.56. As such, this Statement is not intended to constitute an admission that any of the enclosed references, or other information referred to therein, constitutes "prior art" or is otherwise "material to patentability," as that phrase is defined in 37 C.F.R. §1.56(a).

Applicant has calculated no fee to be due in connection with the filing of this Statement. However, the Director is authorized to charge any fee deficiency associated with the filing of this Statement to a deposit account, as authorized in the Transmittal accompanying this Statement.

Respectfully submitted,

FEB 23, 2006  
Date

  
Richard G. Lione (Reg. No. 19,795)



FORM PTO 449	APPLICATION NO. 10/563,635	ATTORNEY DOCKET NO. 5404/133
<b>LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT</b>	FILING DATE January 6, 2006	GROUP ART UNIT Not Assigned
(use several sheets if necessary)	FIRST NAMED INVENTOR: Kazumi Okuro et al. EXAMINER NAME: Not Assigned	

#### U.S. PATENT DOCUMENTS

EXAMINER INITIALS	Cite No.	DOCUMENT NUMBER Number-Kind Code (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Class/Subclass	Filing Date
/BD/	B1	US 2005/0085521 A1	04/21/2005	Suzuki et al.		

#### FOREIGN PATENT DOCUMENTS

EXAMINER INITIALS	Cite No.	Foreign Patent Document Country Code, Number -Number- Kind Code (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Class/Subclass	T
/BD/	B2	EP 1 535 914 A1	06/01/2005	Sumitomo Chemical Co. Ltd.		

#### NON PATENT LITERATURE DOCUMENTS

EXAMINER INITIAL	(Include name of author, title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date page(s), volume-issue number(s), publisher, city and/or country where published.	T

NOTE: For "T" - please place an "X" if an English translation is being provided to the Patent Office.

EXAMINER /Bernard Dentz/	DATE CONSIDERED 03/30/2009
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.